



New Attorney Docket No. HTEC-014/01US
Old Attorney Docket No. MJA-27202/03

PATENT

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By: _____

Deborah Lager

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of Ross, et al.

Serial No.: 10/631,304

Examiner: [Not Assigned]

Confirmation No.: 3744

Art Unit: 3736

Filed: July 31, 2003

For: **RESPIRATORY ANALYZER FOR EXERCISE USE**

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INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97(b)

In accordance with the duty of disclosure set forth in 37 C.F.R. §1.56, Applicant(s) hereby submits the following information in conformance with 37 C.F.R. §§1.97 and 1.98.

- ☐ Pursuant to 37 C.F.R. §1.98, a copy of each document cited in the attached Form PTO/SB/08 is enclosed.
- ☐ No copies of the publications listed on the attached Form PTO/SB/08A are being provided pursuant to 37 C.F.R. §1.98(d) because the publications were previously cited by or submitted to the Office in prior Application Serial No. ____ to which the above-identified application claims priority under 35 U.S.C. §120.

- ☒ [x] No copies of any U.S. patents or U.S. patent application publications listed on the attached Form PTO/SB/08A are being provided pursuant to 37 C.F.R. §1.98 because this application was filed after June 30, 2003.
- ☐ [] Publication(s) ___ listed on the attached Form PTO/SB/08A were cited in a foreign search or examination report corresponding to ___ application serial no. ___ and mailed on ___.
- ☐ [] Enclosed is a copy of a non-English publication(s) ___. Pursuant to §609 of the M.P.E.P., Applicant submits the attached foreign search or examination report, which cites such non-English language publication(s).
- ☐ [] Enclosed is a copy of a non-English publication(s) ___. English language publication _____ (copy enclosed) claims priority from this non-English publication.
- ☐ [] Enclosed is an explanation of non-English publication(s) ___ for which an English translation is not available.
- ☐ [] Enclosed is an English translation of non-English publication(s) ___ cited in the attached Form PTO/SB/08A.
- ☐ [] Enclosed is a copy of pending patent Application Serial No. ___.

This Information Disclosure Statement is filed within any one of the following time periods:

- ☐ [] within three months from the filing date of this national application other than a CPA under 37 C.F.R. § 1.53(d);
- ☐ [] within three months from the date of entry of the national stage as set forth in 37 C.F.R. §1.491 in this international application;
- ☒ [x] before the mailing date of a first office action on the merits; or
- ☐ [] before the mailing of a first office action after the filing of a request for continued examination under 37 C.F.R. § 1.114.

It is respectfully requested that the Examiner consider the above-noted information and return an initialed copy of the attached Form PTO/SB/08A to the undersigned.

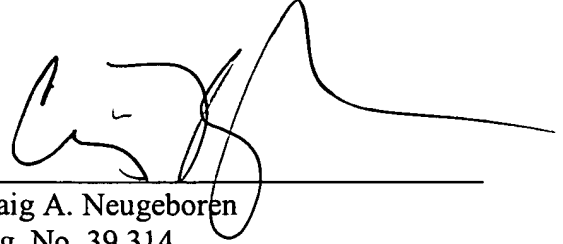
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June 22, 2003

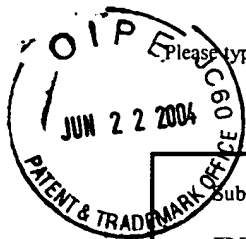
Cooley Godward LLP
ATTN: Patent Group
Five Palo Alto Square
3000 El Camino Real
Palo Alto, CA 94306-2155
Tel: (720) 566-4016
Fax: (720) 566-4099

Respectfully submitted,
COOLEY GODWARD LLP

By:



Craig A. Neugeboren
Reg. No. 39,314



Please type a plus sign (+) inside this box →



PTO/SB/08A (08-00)

Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)			Complete if Known		
			Application Number	10/631,304	
			Filing Date	July 31, 2003	
			First Named Inventor	Ross, et al.	
			Group Art Unit	3736	
			Examiner Name	[Not Assigned]	
Sheet	1	of	2	Attorney Docket Number	HTEC-014/01 US (Formerly MJA-27202/03)

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY
		Number	Kind Code ² (if known)		
	1.	4,631,966		Brugnoli	12/30/1986
	2.	4,658,832		Brugnoli	04/21/1987
	3.	5,060,656		Howard	10/29/1991
	4.	5,117,674		Howard	06/02/1992
	5.	5,363,857		Howard	11/15/1994
	6.	5,419,326		Hamoncourt	05/30/1995
	7.	5,503,151		Hamoncourt, et al.	04/02/1996
	8.	5,517,313		Colvin, Jr.	05/14/1996
	9.	5,645,071		Hamoncourt, et al.	07/08/1997
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	11.	5,796,009		Delsing	08/18/1998
	12.	5,894,351		Colvin	04/13/1999
	13.	5,910,661		Colvin	06/08/1999
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	15.	6,206,837		Brugnoli	03/27/2001
	16.	6,304,766		Colvin	10/16/2001
	17.	6,330,464		Colvin, et al.	12/11/2001
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	19.	6,468,222		Mault, et al.	10/22/2002
	20.	2003/0023182	A1	Mault, et al.	01/30/2003
	21.	2003/0028120	A1	Mault, et al.	02/06/2003
	22.	2003/0065273	A1	Mault, et al.	04/03/2003
	23.	2003/0065274	A1	Mault, et al.	04/03/2003
	24.	2003/0065275	A1	Mault, et al.	04/03/2003
	25.	2003/0105407	A1	Pearce, et al.	06/05/2003

FOREIGN PATENT DOCUMENTS							
Examiner Initials*	Cite No. ¹	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	T ⁶
		Office ³	Number ⁴	Kind Code ⁵ (if known)			

Examiner Signature		Date Considered	
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number.

² See attached Kinds of U.S. Patent Documents.

³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3).

⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document.

⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible.

⁶ Applicant is to place a check mark here if English language Translation is attached.

